

OCT 13 2004

Atty Docket: NAKADA3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Application Division  
 Tsutomu NAKADA ) **ATTN: BOX MISSING PARTS**  
 Serial No.: 10/816 ) Washington, D.C.  
 Filing Date: April 2, 2004 ) Confirmation No. 7874  
 For: COPPER PLATING BATH AND PLATING METHOD ) October 13, 2004

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION  
 FILED UNDER 37 CFR 1.53(b)

Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450  
 Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION..." dated June 18, 2004. Attached hereto is/are:

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date, and priority information.  
 [XX] An exact English language translation of the PCT application as originally filed.  
 [XX] Supplemental Application Data Sheet to correct spelling or translation errors in the names of two of the inventors and the Attorney Docket Number.  
 [XX] Preliminary Amendment amending the specification  
 [XX] A certified copy of priority document no. JP2003-366162, filed October 27, 2003, priority document no. JP2003-161666, filed June 6, 2003, and priority document no. JP2003-100374, filed April 3, 2003. Priority is claimed.  
 [XX] An Information Disclosure Statement with 08A-1449 and 3 references.  
 [XX] Total fees in the amount of: \$1630.00.

The filing fee is calculated below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$	OR		\$790.00
TOTAL CLAIMS	24-20	4	X 9 =	\$		X 18 =	\$72.00
INDEP. CLAIMS	4-3	1	X 44 =	\$		X 88 =	\$88.00
[ ] MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 145 =	\$		+ 290 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$		TOTAL	\$950.00

- [XX] Surcharge for late filing of English translation \$ 130.00  
 [XX] Late filing of Declaration surcharge in the amount of:  
 Small Entity [ ] \$65.00 Other than Small Entity [XX] \$130.00  
 [XX] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

- [ ] First - \$ 55.00  
 [ ] Second - \$ 210.00  
 [ ] Third - \$ 475.00  
 [ ] Fourth - \$ 740.00  
 [ ] Fifth - \$1,005.00

## Month After Time Period Set

## Other Than Small Entity

## Response Filed Within

- [ ] First - \$ 110.00  
 [XX] Second - \$ 420.00  
 [ ] Third - \$ 950.00  
 [ ] Fourth - \$1,480.00  
 [ ] Fifth - \$2,010.00

## Month After Time Period Set

- [XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

- [XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$1630.00 is enclosed to cover the fees.

- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

10/14/2004 CNGUYEN 00000025 024035 10816168

06 FC:1252 10.00 DA 420.00 OP

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By: 

Roger L. Browdy  
 Registration No. 25,618

RLB:ses

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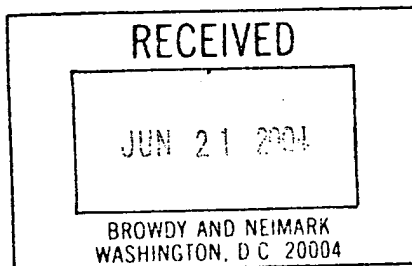


UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/816,168	04/02/2004	Tsutomu Nakata	NAKATA3

001444  
BROWDY AND NEIMARK, P.L.L.C.  
624 NINTH STREET, NW  
SUITE 300  
WASHINGTON, DC 20001-5303



CONFIRMATION NO. 7874

FORMALITIES LETTER



\*OC000000012989782\*

Date Mailed: 06/18/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/14/2004 CNGUYEN 00000025 10816168

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1053	130.00 OP
04 FC:1202	72.00 OP
05 FC:1201	88.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

MSP: 18AU2004

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

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03/FC:1053	130.00 OP
04/FC:1202	72.00 OP

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- The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1-11.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY